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DEPARTMENT OF THE ARMY

U.S. ARMY CRIMINAL INVESTIGATION COMMAND

Fort Lee CID Office

3d Military Police Group (CID), 3800 A Avenue, Fort Lee, VA 23801-1702

23 May 2013

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0254-2012-CID022-87749 -
9J

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 26 FEB 2011, 0001 - 26 FEB 2012, 2359; UNKNOWN LOCATION,
AFGHANISTAN

DATE/TIME REPORTED: 11 DEC 2012, 1130

INVESTIGATED BY:

SA (b)(6) (b)(7)(C), (b) (7)(E)
SA [REDACTED]

SUBJECT:

1. NONE, ; [WAR CRIMES - MURDER (UNFOUNDED)] (NFI)

VICTIM:

1. NONE, ; [WAR CRIMES - MURDER (UNFOUNDED)] (NFI)

INVESTIGATIVE SUMMARY:

This office was notified by the Richmond Police Department (RPD), Richmond, VA, that during the conduct of an employment interview Mr. (formerly CPL) (b)(6) (b)(7)(C) (b)(6) (b)(7)(C) disclosed possible war crimes he committed in Afghanistan while he was on active duty in the U.S. Army.

Investigation determined the offense of War Crimes did not occur. Based on interviews of multiple members of the unit leadership at the time of deployment, the allegations made by Mr. (b)(6) (b)(7)(C) were unsubstantiated.

CPT (b)(6) (b)(7)(C) Special Assistant U.S. Attorney (SAUSA), Fort Lee, VA, opined probable cause did not exist to believe the offense of War Crimes was committed.

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STATUTES:

Article 118, UCMJ: War Crimes - Murder (UNFOUNDED)

EXHIBITS:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA (b)(6) (b)(7)(C) 26 Dec 12.
2. City of Richmond Intracity Correspondence, 6 Dec 12. (USACIDC Only)
3. Certificate of Release or Discharge From Active Duty, DD Form 214, 13 Apr 12.
4. U.S. Customs and Border Protection Polygraph Report, 26 Nov 12. (USACIDC Only)
5. AIR of SA (b)(6) (b)(7)(C) 5 Feb 13.
6. AIR of INV (b)(6) (b)(7)(C) 18 Dec 12.
7. 2-18th IN REG Unit Roster.
8. Forward Operating Base Konduz 2-18th IN REG Rolling Stock Tracker.
9. Rules of Engagement, 26 Feb 12.
10. AIR of SA (b)(6) (b)(7)(C) 17 Jan 13.
11. AIR of SA (b)(6) (b)(7)(C) 14 Mar 13.
12. Request for Private Medical Information, 14 Mar 13. (USACIDC Only)
13. CD containing the Medical Records of Mr. (b)(6) (b)(7)(C) 13 Jul 06 - 6 Feb 12. (USACIDC Only)
14. AIR of SA (b)(6) (b)(7)(C) 9 Apr 13.
15. AIR of SA (b)(6) (b)(7)(C) 8 May 13
16. Disclosure Accounting Record. (USACIDC Only)

NOT ATTACHED:

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None

The originals of Exhibits 1, 5, 6, 10, 11, and 14-16 are forwarded with the USACRC copy of this report. The original of Exhibit 2 is retained in the files of the Richmond Police Department, Richmond, VA. The original of Exhibit 3 is retained in the files of the Human Resource Command (HRC), Fort Knox, KY. The original of Exhibit 4 is retained in the files of the U.S. Customs and Border Protection Office of Internal Affairs, Credibility Assessment Division, Washington, DC. The originals of Exhibits 7-9 are retained in the files of 2-18th IN REG, Baumholder, Germany. The originals of Exhibits 12 and 13 are retained in the files of Kenner Army Health Clinic, Fort Lee, VA.

STATUS: This is a Final Report. Commander's Report of Disciplinary or Administrative Action Taken is not required.

CID Reports of Investigation may be subject to a Quality Assurance Review by Higher Headquarters.

Report Prepared By:

Report Approved By:

(b)(6) (b)(7)(C)
Special Agent

(b)(6) (b)(7)(C)
Special Agent

DISTRIBUTION:

- 1 - USACRC (Original)
- 1- U.S. Army Criminal Investigation Command, Quantico, VA 22134
- 1- 3rd Military Police Group (CID), Hunter Army Airfield, GA 31409
- 1- Washington CID Battalion, Joint Base Myer-Henderson Hall, VA 22211
- 1- Provost Marshal, Fort Lee, VA 23801
- 1- Commander, U.S. Army Garrison, IMCOM, Fort Lee, VA 23801
- 1- Chief, Military Justice, Office of the Staff Judge Advocate, Fort Lee, VA 23801
- 1 – File